# IN THE UNITED STATES DISRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

WILLIAM BIRKHIMER on behalf of himself and all others similarly situated,

Plaintiff,

v.

TMK IPSCO KOPPEL TUBULARS, L.L.C.,

Defendant.

Civil Action No.: 2:16-cv-00453-JFC

The Honorable Joy Flowers Conti, Chief United States District Judge

Electronically filed.

## NOTICE OF VOLUNTARY DISMISSAL

NOTICE IS HEREBY GIVEN that this civil action is voluntarily dismissed by the Plaintiff, WILLIAM BIRKHIMER, in accordance with and pursuant to Fed. R.Civ.P.41(a)(1). Such dismissal shall be without prejudice, with each side to bear its own costs and fees.

Dated: May 19, 2016 Respectfully submitted,

#### MARGOLIS EDELSTEIN

/s/ Kyle T. McGee

Kyle T. McGee, Esquire PA I.D. No. 205661 525 William Penn Place, Suite 3300

Pittsburgh, PA 15219 Phone: (412) 281-4256 Fax: (412) 642-2380

kmcgee@margolisedelstein.com

### MARGOLIS EDELSTEIN

James E. Huggett, Esquire (#3956) 300 Delaware Avenue, Suite 800 Wilmington, DE 19801 Telephone: (302) 888-1112

Facsimile: (302) 888-1119

#### LANKENAU & MILLER, LLP

Stuart J. Miller (SJM 4276) 132 Nassau Street, Suite1100 New York, NY 10038 P: (212) 581-5005

F: (212) 581-3003

## THE GARDNER FIRM, PC

Mary E. Olsen (OLSEM4818) M. Vance McCrary (MCCRM4402) 210 S. Washington Ave. Post Office Drawer 3103 Mobile, AL 36652 P: (251) 433-8100 F: (251) 433-8181

Cooperating Counsel for THE NLG MAURICE AND JANE SUGAR LAW CENTER FOR ECONOMIC AND SOCIAL JUSTICE, a non-profit law firm 733 St. Antoine, 3<sup>rd</sup> Floor Detroit, Michigan 48226 P: (313) 962-6540

Attorneys for Plaintiff